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PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re the application of
Burbank et al.

Examiner: Brian S. Szmal

For: **ELECTROSURGICAL BIOPSY DEVICE
AND METHOD**

Group Art Unit: 3736

Serial No.: 10/650,027

**AMENDMENT AND RESPONSE
TO OFFICE ACTION MAILED
08/03/2006**

Filed: August 27, 2003

Atty. Docket No.: R0367-00302

CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. 1.8I hereby certify that this correspondence is being transmitted by first class mail to (571) 273-8300, Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Attn: Brian S. Szmal on 11-2-06 in San Francisco, CA.By: *Chase Anne Kelly-Ghaz*Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the final Office Action mailed on August 3, 2006 and pursuant to the Request for Continued Examination concurrently filed, please amend the above-identified application as follows